

JOHN McBREARTY
928 DELVIEW DRIVE
FOLCROFT PENNSYLVANIA 19032
(610) 534-2002

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN McBREARTY	:	
CARL McBREARTY	:	
NINA McBREARTY	:	CIVIL ACTION NO. 02-4553
Plaintiff		:
		:
		:
vs.	:	
		:
DELAWARE COUNTY SHERIFFS DE-	:	
PARMENT	:	
NORWOOD BOROUGH POLICE DE-	:	
PARTMENT	:	
DELAWARE COUNTY	:	
MEDIA BOROUGH	:	
Defendant		:
		:

DISCOVERY INFORMATION

1. Provided is the first wave of information. It contains copy's of 2 tapes and one transcript of court proceedings that occurred in the Delaware county courthouse. The tapes and transcripts are labeled by date. One of the tapes is an edited recording of the transcript. All of the items were provided by the courthouse.

2. On the tape labeled 10/28/02, Mike Raffaele, Belinda's divorce council is describing to Judge Maureen Fitzpatrick how the legal process was directed by the sheriffs department. The exact words on the tape are "The sheriff directed that we file a petition under the protection from abuse act to have him removed so they could seize the guns." Clear evidence that the sheriffs department initiated the PFA. This constitutes malice.

3. In the transcript that was provided for 3/21/02 on page five lines 15 –25 clearly spell out that the Judge, Barry Dozor, was clearly aware of a due process violation that was occurring. The tape that is supposed to represent the event. That starts on page 11 of the transcript. The smoking gun is on page 5, the tape starts on page 11. Evidence tampering. On page 12 between lines 6 & 7, is when they went into the judges chambers. On page 12 lines 12—25 how did Mr. Puppio get to there in 120 seconds? It doesn't make sense.

4. Even though the information points the finger at the sheriffs department, The tapes and transcripts were provided from the Delaware county courthouse, these events occurred on Delaware county property. Delaware county is responsible for our losses also.

5. Media borough who was not represented at the conference has a major issue also. We followed Jeffrey Smith's directions, we were violated. The Media borough ordinance, when executed resulted in our rights being violated. Either there ordinance is flawed or there process is flawed.

Respectfully Submitted,

John McBrearty

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN MCBREARTY;	:	
CARL MCBREARTY; and	:	
NINA MCBREARTY	:	
 v.		
	:	CIVIL ACTION NO: 02-4553
DELAWARE COUNTY SHERIFFS	:	
DEPARTMENT; NORWOOD BOROUGH	:	
POLICE DEPARTMENT; DELAWARE	:	
COUNTY; and MEDIA BOROUGH	:	

CERTIFICATE OF SERVICE

I, John McBrearty , hereby state that a true and correct copy of discovery information, has been sent via First Class mail to the following .

Carl DiCampli, Esquire
Margolis Edelstein
The Curtis Center, 4 th floor
Independence Square West
Philadelphia, PA 19106-3304

Thomas Gallagher, Esquire
Holsten & Associates
One Olive Street
Media, PA 19063

James Caponi, Esquire
Marshhall, Dennehey, Warner
Coleman & Goggin
Suite 1002, One Montgomery Plaza
Norristown, PA 19401

Clerk of Court
United States District Court
601 Market Street
Philadelphia, PA 19106-1797

John & Carl McBrearty
Hand delivered
928 Delview Drive
Folcroft, PA 19032-1706

Nina McBrearty
Hand delivered
316 E. 21st Street
Chester, PA 19013

July 14 2003

John McBrearty